

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

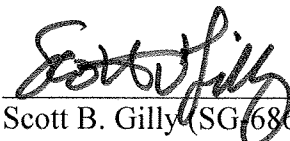
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1199SEIU, UNITED HEALTHCARE	:	
WORKERS EAST,	:	
	:	
Plaintiff,	:	
	:	07 cv. 04816 (GBD)
-against-	:	
	:	<b><u>NOTICE OF MOTION</u></b>
RITE AID CORPORATION and	:	<b><u>AND PROPOSED ORDER</u></b>
THE JEAN COUTU GROUP (PJC), INC.,	:	
THE JEAN COUTU GROUP USA, INC.,	:	
d/b/a BROOKS ECKERD DRUG STORES,	:	
	:	
Defendants.	:	
-----X	:	

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law in Support of Defendant Rite Aid Corporation's Motion to Dismiss the Complaint, dated June 15, 2007, Defendant Rite Aid Corporation will move this Court before the Honorable George B. Daniels on a date to be set by the Court, in the United States Courthouse, Southern District of New York, 500 Pearl Street, New York, New York, for an Order pursuant to Rules 12(b) (1) and (6) of the Federal Rules of Civil Procedure dismissing the Complaint in its entirety with prejudice and for such further relief as the Court may deem just and proper.

Dated: June 15, 2007  
New York, New York

Respectfully submitted,

THOMPSON WIGDOR & GILLY LLP

By:   
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- and -

Stephen M. Silvestri (*Motion to Admit Pro Hac Vice Pending*)  
Stefan J. Marculewicz (*Motion to Admit Pro Hac Vice Pending*)  
Laura Pierson-Scheinberg (*Motion to Admit Pro Hac Vice Pending*)  
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